

**AGENDA / October 13, 2020 / TOWN BOARD MEETING  
TOWN OF CHESTER MUNICIPAL CENTER, 6307 STATE RTE. 9, CHESTERTOWN,  
7PM**

**DUE TO COVID-19 PANDEMIC AND NY ON PAUSE RESTRICTIONS, THE TOWN BOARD MEETING WILL BE AVAILABLE TO THE PUBLIC ON ZOOM AND A RECORDING OF THE MEETING WILL ALSO BE AVAILABLE FOR VIEWING. PUBLIC ACCESS WILL BE LIMITED IN THE TOWN MEETING ROOM DUE TO SOCIAL DISTANCING REQUIREMENTS.**

Join Zoom Meeting

<https://us02web.zoom.us/j/82096923755>

Meeting ID: 820 9692 3755

One tap mobile

+16465588656,,82096923755# US (New York)

+13126266799,,82096923755# US (Chicago)

Meeting ID: 820 9692 3755

**AGENDA**

**Call to Order**

- Pledge of Allegiance

**Acceptance of Minutes**

- Regular meeting of Town Board September 15, 2020
- Special Tentative Budget Meeting of Town Board October 05, 2020

**Regular Meeting**

- Open Regular Town Board Meeting

**Public Hearing**

- Septic Variance Application #SV2020-04 for DeLuke Friends Lake Property LLC, 176 Hill Park Road
- Proposed Local Law to override the Tax Levy Limit

**Committee Reports**

- Town Clerk, Town Board and Supervisor's Reports

**PRIVILEGE OF THE FLOOR FOR OLD & NEW BUSINESS ITEMS**

**NEW BUSINESS**

1. Deem Septic Variance Application #SV2020-03 complete and schedule public hearing for TM # 86.13-2-20, Thomas Loonie and Amy Wen, Birchwood Drive.  
**TABLED 09/15/2020**
2. Act on Septic Variance Application #SV2020-04 for TM # 120.14-1-30, DeLuke Friends Lake Property LLC, 176 Hill Park Road.

3. Authorize Supervisor to apply for The Municipal Waste Reduction and Recycling Grant.
4. Add 2001 Sterling Tandem Dump truck with 263,929 miles to the Highway surplus list.
5. Approve audited abstract of claims and budget adjustments, as necessary.

## **RESOLUTIONS:**

**WHEREAS**, the Town Board acting as the Local Board of Health has received a completed application and has held a public hearing on October 13, 2020 regarding the Septic Variance #SV2020-04 DeLuke Friends Lake Property LLC, 176 Hill Park Road, identified by Tax Map #:120.14-1-30, and

**WHEREAS**, according to Section 5.060 — Variances of the Town of Chester On-Site Wastewater Treatment Local Law the Local Board of Health may vary or adapt the strict application of any of the requirements of this Ordinance in the case whereby such strict application would result in unnecessary hardship that would deprive the owner of the reasonable use of the land involved, and

**WHEREAS**, no variance in the strict application of any provision of the Ordinance shall be granted by the Local Board of Health unless it shall find the following criteria applicable:

**BE IT RESOLVED**, the Local Board of Health finds that:

a) That there are special circumstances or conditions applying to such land and that such circumstances or conditions are such that strict application of the provisions of this Ordinance would deprive the applicant of the reasonable use of such land;

b) That the variance would not be materially detrimental to the purposes and objectives of this Ordinance, or to other adjoining properties, or otherwise conflict with the purpose or objectives of any plan or policy of the Town;

c) That the granting of the variance is necessary for the reasonable use of the land and that the variance, as granted by the Local Board of Health, is the minimum variance which would alleviate the specific unnecessary hardship found by the Local Board of Health to affect the applicant;

d) The septic wastewater system for DeLuke Friends Lake Property LLC, 176 Hill Park Road, identified by Tax Map #: 120.14-1-30 as designed and presented by Hutchins Engineering (Site Plan prepared for: De Luke Friends Lake Property, LLC, dated 09/01/2020 and last revised 09/03/2020) to be the minimum allowable variance to the Town's On-Site Wastewater Treatment Local Law based on site conditions, lot size, and potential impact to adjacent private property and common natural resources;

**BE IT FURTHER RESOLVED**, the Local Board of Health grants variances for two 1,250 gallon holding tanks and for the house sewer to be 6 ft. from the front property line instead of the required 10 ft.